

**CHAPTER NO. 756**

**SENATE BILL NO. 3918**

**By Kyle, Crutchfield**

**Substituted for: House Bill No. 4039**

**By McMillan, Brown**

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 6, relative to the enrollment of homeless children.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-6-3102(b), is amended by deleting the subsection in its entirety and substituting the following language:

“Except as otherwise provided in this part, Part 32 of this chapter, and the McKinney-Vento Homeless Assistance Act, 42 U.S.C. §§ 1141 et seq., the authority of each and every local school board in the matter of enrollment of pupils within its local school system shall be full and complete and its decision as to the enrollment of any pupil in any such school shall be final.”


SECTION 2. Tennessee Code Annotated, Section 49-6-5001, is amended by adding the following language as new subdivision (c)(3):

“No child or youth determined to be homeless shall be denied admission to any school or school facility if said child or youth has not yet been immunized or is unable to produce immunization records due to being homeless. The enrolling school shall comply with any and all federal laws pertaining to the educational rights of homeless children and youth, including the McKinney-Vento Homeless Assistance Act, 42 U.S.C. §§ 1141 et seq.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 8, 2006

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 23<sup>rd</sup> day of May 2006

  
PHIL BREDESEN, GOVERNOR